

## **IN THE CLAIMS**

This listing of claims will replace all prior versions, and listings, of claims in the application. An identifier indicating the status of each claim is provided.

### **Listing of Claims**

1. (Currently Amended) A recording apparatus for recording video data and audio data corresponding to the video data onto a disc-shaped recording medium, comprising:

data forming means for forming second video data which is data based on first video data and whose transmission rate is lower than that of said first video data, forming second audio data having a plurality of channels which is data based on first audio data having zero, one, or a plurality of channels corresponding to said first video data and whose transmission rate is lower than that of said first audio data, and outputting data of a low rate in which said second video data and said second audio data have been multiplexed; and

recording means for recording said first video data, said first audio data, said low-rate data, and meta data corresponding to the first video data and first audio data onto the disc-shaped recording medium,

wherein said first video data, said first audio data, said low-rate data, and said meta data are recorded in continuous areas on the disc-shaped recording medium and are recorded in a particular sequence, and

wherein said data forming means sets said number of channels of said second audio data to a fixed value ~~irrespective of~~ independent of change of said number of channels of said first audio data during recording process.

2. (Previously Presented) A recording apparatus according to claim 1, wherein said data forming means forms audio data showing silence to the channels which do not correspond to the channels of said first audio data among said plurality of channels of said second audio data and outputs said low-rate data in which said second video data and said second audio data including the channels of the audio data showing said silence have been multiplexed.

3. (Currently Amended) A recording method of recording video data and audio data corresponding to the video data onto a disc-shaped recording medium, comprising:

a data forming step of forming second video data which is data based on first video data and whose transmission rate is lower than that of said first video data, forming second audio data having a plurality of channels which is data based on first audio data having zero, one, or a plurality of channels corresponding to said first video data and whose transmission rate is lower than that of said first audio data, and outputting data of a low rate in which said second video data and said second audio data have been multiplexed; and

a recording step of recording said first video data, said first audio data, said low-rate data, and meta data corresponding to the first video data and first audio data onto the disc-shaped recording medium,

wherein said first video data, said first audio data, said low-rate data, and said meta data are recorded in continuous areas on the disc-shaped recording medium and are recorded in a particular sequence, and

wherein in said data forming step, said number of channels of said second audio data is set to a fixed value ~~irrespective of~~ independent of change of said number of channels of said first audio data during recording process.